

Jan. 11. 2006 5:32PM

No. 0604 P. 1



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FACSIMILE TRANSMITTAL FORM

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| FAX NUMBER: | (571) 273-2885 |
| TRANSMITTED TO: | Mail Stop Issue Fee |
| OF: | United States Patent and Trademark Office |
| FROM: | Kenta Suzue Reg. No. 45,145 |
| CLIENT/MATTER: | OUR FILE: NMTI 1002-3 |
| DATE: | 11 January 2006 |

TOTAL NUMBER OF PAGES INCLUDING THIS COVER SHEET: 3

Application No.: 09/932,239, Filed: 17 August 2001

The Commissioner for Patents is requested to re-apply the Issue Fee and Publication Fee previously paid on 7 February 2005 to the application identified above.

Thank you.

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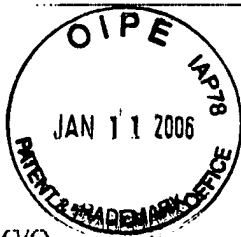
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No. 0604 P. 3



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AUG 29 2005

OFFICE OF PETITIONS

In re Application of
Christophe Pierrat, et al.
Application No. 09/932,239
Filed: August 17, 2001
Attorney Docket No.: NM11 1002-3

ON PETITION

This is a decision on the petition, filed August 25, 2005, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on February 7, 2005, in the above-identified application, cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.

Telephone inquiries relating to this decision should be directed to the undersigned at (571) 272-3204.

The application is being referred to Technology Center AU 1756 for further processing of the request for continued examination under 37 CFR 1.114.

Sherry D. Brinkley
Sherry D. Brinkley
Petitions Examiner
Office of Petitions

¹The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOI-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above."

Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Abandonment Fee(s) Due (PTOL 85).

SEP 06 2005

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